

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

TEREX AFRICA (PTY) LTD.	§	
and	§	
BERTLING LOGISTICS, INC.,	§	
	§	
Plaintiffs,	§	
	§	
VS.	§	CIVIL ACTION NO. H-05-2833
	§	
MAR-TEX SHIPPING & CHARTERING	§	
AGENCY, INC.	§	
and	§	
GLOBAL CONTAINER LINES LTD.,	§	
	§	
Defendants.	§	

MEMORANDUM AND ORDER

On March 8, 2006, this Court entered a conditional order of dismissal, pursuant to the parties' representation that they had reached a settlement agreement. In accordance with the parties' joint motion, the Court now **VACATES** that order and finds that the suit should be and hereby is **DISMISSED WITH PREJUDICE**.

IT IS SO ORDERED.

SIGNED at Houston, Texas, on this the 27th day of March, 2006.



KEITH P. ELLISON
UNITED STATES DISTRICT JUDGE

TO INSURE PROPER NOTICE, EACH PARTY WHO RECEIVES
THIS ORDER SHALL FORWARD A COPY OF IT TO EVERY
OTHER PARTY AND AFFECTED NON-PARTY EVEN THOUGH
THEY MAY HAVE BEEN SENT ONE BY THE COURT.